

## **Rules for Expedited Review of Financing of Movables**

Pursuant to the provisions of R.S. 39:1410.60 (B), the State Bond Commission adopts the following rule regarding expedited review of purchases of movables.

**SECTION 1.** The provisions of this Rule on expedited review of financing of purchases of movables shall be applicable to such purchases that meet the criteria set forth in Section 2.

**SECTION 2.** In order for the proposed financing to be eligible for the expedited review process, all of the following criteria must be met and certified in writing by an authorized agent of the governmental entity seeking approval under the expedited review process:

- A. The movables must be specifically identified in the resolution and the funds must be used to acquire movable property necessary to provide essential governmental services such as those related to safety, sanitation, road and highway construction and repair, health services, communication, education, and transportation.
- B. The governmental entity must have excess or sufficient revenues to cover annual debt service according to the provisions of R.S. 33:2921.
- C. The total amount of the indebtedness cannot exceed the greater of \$100,000 or 10% of the governmental entity's annual revenues.
- D. There must have been no default on any debt obligation within the previous five years.
- E. The provisions of the public bid law, to the extent applicable, have been complied with.

**SECTION 3.** The governmental entity shall submit the following documents for approval under this rule:

- A. The Resolution of the governmental entity authorizing the indebtedness.
- B. A copy of the governmental entity's current budget, showing budgeted excess revenues pursuant to R.S. 33:2921.
- C. A certification from the governmental entity in the form approved by the commission, attesting to compliance with all the requirements of this rule.

**SECTION 4.** On an as needed basis the staff of State Bond Commission shall mail to the commission members a notice of all such requests submitted to the commission staff that meet the criteria for approval under the Rule, and that are scheduled for approval by the executive director. Each borrowing so submitted shall be approved by the executive director of the State Bond Commission ten days following the mailing of the notice unless a member of the commission, prior to approval by the executive director, requests that the financing be placed on the agenda at the next Bond Commission meeting.

If any member of the commission requests that the financing submitted to the staff under the provisions of this Rule be placed on the agenda, such financing shall be placed on the agenda for consideration at the next commission in accordance with the commission's rules and regulations.

**CERTIFICATION OF COMPLIANCE WITH CRITERIA FOR  
APPROVAL OF FINANCING UNDER EXPEDITED PROCEDURE**

Name of Entity: \_\_\_\_\_  
Equipment to be Purchased: \_\_\_\_\_  
Term of Financing: \_\_\_\_\_  
Amount of Financing: \_\_\_\_\_  
Interest Rate: \_\_\_\_\_  
Maximum Annual Debt Service: \_\_\_\_\_

BEFORE ME, the undersigned authority, personally came and appeared \_\_\_\_\_ who declared that he/she is the \_\_\_\_\_ for the \_\_\_\_\_ and does hereby certify that:

The proposed financing is being entered into for the purpose of acquiring movable property necessary to provide essential governmental services, more specifically the following:

\_\_\_\_\_

\_\_\_\_\_

The borrower has sufficient revenues to repay the loan pursuant to the provisions of R.S.33:2921.

The total amount of financing does not exceed the greater of \$100,000.00 or 10% of the borrower's annual revenues.

The provisions of the public bid law to the extent applicable have been complied with.

The borrower has not been in default on any debt obligation within the previous five years.

The following documents are attached:

1. The Resolution of the borrower.
2. A copy of the borrower's annual budget.

\_\_\_\_\_  
Public Official

Sworn to and subscribed before me, this \_\_\_\_\_ day of \_\_\_\_\_, at

\_\_\_\_\_, Louisiana.

\_\_\_\_\_  
NOTARY PUBLIC